

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1525 be amended to read as follows:

- 1 Page 2, delete lines 34 through 42, begin a new paragraph and
- 2 insert:
- 3 "SECTION 9. IC 5-26-4-2 IS ADDED TO THE INDIANA CODE
- 4 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 5 1, 2001]: Sec. 2. (a) As used in this section, "CMRS" refers to
- 6 commercial mobile radio service (as defined by 47 U.S.C.
- 7 332(d)(1)). The term includes the following:
- 8 (1) Services commonly referred to as wireless.
- 9 (2) Services provided by a wireless real time two-way voice
- 10 communication device, including radio-telephone
- 11 communications used in:
- 12 (A) cellular telephone service;
- 13 (B) personal communications service; or
- 14 (C) the functional or competitive equivalent of a
- 15 radio-telephone communications line used in:
- 16 (i) cellular telephone service;
- 17 (ii) a personal communications service; or
- 18 (iii) a network radio access line.
- 19 (b) Except as provided in section 3 of this chapter and
- 20 subsection (c), the commission shall, subject to approval by the
- 21 budget agency after review by the budget committee, assess a
- 22 monthly integrated communications emergency system surcharge
- 23 of forty-five cents (\$0.45) on the following:
- 24 (1) Each CMRS mobile telephone number that has a billing

address in Indiana.

(2) Each exchange facility in Indiana.

(c) Notwithstanding any other provision, the following applies to a surcharge assessed under this chapter:

(1) A person that has more than one (1) mobile telephone number with the same billing address in Indiana may not be required to pay more than a total of forty-five cents (\$0.45) for the combination of all mobile telephone numbers with that same billing address.

(2) A person that has more than one (1) exchange facility in Indiana at the same building or parcel may not be required to pay more than a total of forty-five cents (\$0.45) for the combination of all exchange facilities at the same building or parcel.

(d) The commission shall adopt rules specifying the following:

(1) How a surcharge assessed under this chapter shall be collected and remitted to the commission.

(2) The manner in which the commission shall ensure that a person described in subsection (c) will not be assessed more than one (1) forty-five cent (\$0.45) surcharge for the combination of all mobile telephone numbers with the same billing address or more than one (1) forty-five cent (\$0.45) surcharge for the combination of all exchange facilities at the same building or parcel."

Page 3, delete line 1.

Page 3, line 2, delete "(b)" and insert "(e)".

Page 3, line 13, delete "(c)" and insert "(f)".

Renumber all SECTIONS consecutively.

(Reference is to HB 1525 as printed February 27, 2001.)

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Representative Whetstone